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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/790,260	
	Filing Date	March 02, 2004	
	First Named Inventor	Pascal DESMAZEAU et al.	
	Art Unit	1653	
	Examiner Name	LUKTON, David	
Total Number of Pages in This Submission	4 PGS.	Attorney Docket Number	ST98007 US CNT

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Remarks 1. RESPONSE TO RESTRICTION/ELECTION REQUIREMENT - 3 PGS.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	AVENTIS PHARMACEUTICALS INC.		
Signature	<i>Balaram Gupta</i>		
Printed name	Balaram Gupta		
Date	May 23, 2005	Reg. No.	L0178

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature	<i>Maribel Mendez</i>		
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MAY 23 2005

# PATENT

Docket No.: ST98007-US-CNT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of  
Pascal Desmazeau, et al.

Examiner: Lukton, David

Art Unit: 1653

Serial No.: 10/790,260

Filed: March 2, 2004

Title: **STREPTOGRAMIN DERIVATIVES,  
PREPARATION METHOD AND  
COMPOSITIONS CONTAINING  
SAME**

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**Response to Restriction/Election Requirement Under 35 U.S.C. § 121**

Sir:

This is in response to the Office Action, dated, April 25, 2005, having a response due by, May 25, 2005 in the above-identified patent application. It is respectfully requested that the following provisional election, and the remarks be entered in this case.

**PROVISIONAL ELECTION:**

Applicants provisionally elect with traverse the invention Group I, claims 18-30, and 32-34, drawn to compounds, methods of making compounds, and a binary mixture of compounds.

**ELECTION OF A COMPOUND WITHIN ELECTED SUB-SPECIES:**

Applicants provisionally elect with traverse a single compound falling within the scope of invention Group I to be 3"-ethoxycarbonyl-2"-aminopyrido [2,3-5γ,5δ]pristinamycin I<sub>B</sub>, which is also described in Example 2 at page 41 of the specification.

ST98007-US-CNT

-1 of 3-